Case:13-02022-BKT13 Doc#:16 Filed:05/07/13 Entered:05/07/13 15:38:47 Desc: Main Document Page 1 of 5

# IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF PUERTO RICO

IN THE MATTER OF: CASE NO 13-02022-BKT

WANDA I ASTACIO FIGUEROA CHAPTER 1

# MOTION SUBMITTING AMENDED PLAN

## TO THE HONORABLE COURT:

Come now Debtor, represented by the undersigned attorney, and very respectfully avers and prays as follows:

- 1. On March 15, 2013, the debtor filed a Chapter 13 Plan under the provisions of the Bankruptcy Code.
- 2. The undersigned herein submits an amended Chapter 13 plan dated May 7, 2013.

**WHEREFORE** applicant prays from this Honorable Court to take notice of the aforementioned information and grant any appropriate relief.

**NOTICE:** Within twenty eight (28) days after service as evidenced by the certification, and an additional three (3) days pursuant to Fed. R. Bank. P. 9006(f) if you were served by mail, any party against whom this paper has been served, or any other party to the action who objects to the relief sought herein, shall serve and file an objection or other appropriate response to this paper with the Clerk's office of the U.S. Bankruptcy Court for the District of Puerto Rico. If no objection or other response is filed within the time allowed herein, the paper will be deemed unopposed and may be granted unless: (i) the requested relief is forbidden by law; (ii) the requested relief is against public policy; or (iii) in the opinion of the Court, the interest of justice requires otherwise.

#### RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this May 7, 2013.

**CERTIFICATE OF SERVICE:** I hereby certify that on this same date the foregoing motion was filed with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all CM/ECF participants. Furthermore, I certify that notification to all non CM/ECF participants of record are being notified by first class mail.

# EMG Despacho Legal, C.R.L.

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**By:** <u>/s/Edgardo Mangual González</u> EDGARDO MANGUAL GONZÁLEZ USDC No. 223113

By: /s/José L. Jiménez Quiñones
JOSE L. JIMENEZ QUINONES
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# Document Page 3 of 5 United States Bankruptcy Court

**District of Puerto Rico** 

IN RE:	Case No. <b>13-02022-BKT</b>
ASTACIO FIGUEROA, WANDA I	Chapter 13
Debtor(s)	

## **CHAPTER 13 PAYMENT PLAN**

- 1. The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee directly by payroll deductions as hereinafter provided in the PAYMENT PLAN SCHEDULE.
- 2. The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.

PLAN DATED: PRE □ POST-CONFIRMATION	✓ AMENDED PLAN DATED: <u>5/07/2013</u> Filed by: ✓ Debtor □ Trustee □ Other	
I. PAYMENT PLAN SCHEDULE	II. DISBURSEMENT SCHEDULE	
\$	B. SECURED CLAIMS:  ☑ Debtor represents no secured claims.  ☐ Creditors having secured claims will retain their liens and shall be paid as follows:  1. ☐ Trustee pays secured ARREARS:  Cr Cr Cr # # # # # # # # # # # # # # # # #	
☐ Sale of Property identified as follows:	# # # # # # # # # # # # # # # # # # #	
Other:	Cr Cr Cr # # # # # # \$	
Periodic Payments to be made other than, and in addition to the above:  \$ x = \$  PROPOSED BASE: \$ 19,500.00	<ul> <li>6. □ Debtor otherwise maintains regular payments directly to:</li> <li>C. PRIORITIES: The Trustee shall pay priorities in accordance with the law.</li> <li>11 U.S.C. § 507 and § 1322(a)(2)</li> </ul>	
III. ATTORNEY'S FEES (Treated as § 507 Priorities)  Outstanding balance as per Rule 2016(b) Fee Disclosure Statement: \$ 2,900.00	D. UNSECURED CLAIMS: Plan  Classifies  Does not Classify Claims.  1. (a) Class A:  Co-debtor Claims / Other:  Cr.  Cr.  Cr.  Cr.  Cr.  #  #  #  #   \$ _ \$ _ \$ _ \$ _ \$ _ \$ _ \$ _ 2. Unsecured Claims otherwise receive PRO-RATA disbursements.	
Signed: /s/ WANDA I ASTACIO FIGUEROA Debtor  Joint Debtor	OTHER PROVISIONS: (Executory contracts; payment of interest to unsecureds, etc.) >ATTYS FEES TO BE PAID FIRST. DEBTORS DOES NOT HAVE AN OBLIGATTION TO FILE TAX RETURNS, NEVER THE LESS, ANY POST PETITION INCOME TAX REFUNDS THAT THE DEBTOR(S) WOULD BE ENTITLED TO RECEIVE DURING THE TERM OF THE PLAN WILL BE USED TO FUND THIS PLAN. AFTER ITS CONFIRMATION, AND WITHOUT FURTHER NOTICE, HEARING OR COURT ORDER, THE PLAN SHALL BE DEEMED MODIFIED BY THE INCREMENT(S) TO ITS BASED, IN AN AMOUNT EQUAL TO THE AMOUNT OF EACH INCOME TAX REFUNDS. >DEBTOR'S CONSENT TO LIFT OF STAY IN FAVOR ORIENTAL BANK FOR THE AUTO LOAN OF THE NISSAN ROGUE 2008. DEBTOR'S SON PAID AND USE SAID VEHICLE. >DEBTOR'S CONSENT TO LIFT OF STAY IN FAVOR TO DORAL BANK (CLAIM#6) LOAN MORTGAGE PAYMENT FOR CESAR A. BETANCOURT SUAREZ (EX-HUSBAND) AS DIVORCE DOCUMENTS.	

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Case 13-02022-BKT13 District of Puerto Rico

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